

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

----- In re VEECO INSTRUMENTS, INC. : SECURITIES LITIGATION : ----- ----- THIS DOCUMENT RELATES TO : ALL ACTIONS : ----- 	----- X ----- ----- X ----- X ----- 	Case No.: 7:05-md-01695 (CM)(GAY) ----- ----- ----- ----- ----- -----
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**DECLARATION OF PHYLLIS M. PARKER IN SUPPORT
OF PLAINTIFFS' RESPONSE TO DEFENDANTS' MOTION IN *LIMINE* TO
PRECLUDE EVIDENCE REGARDING VEECO'S USE OF FISCAL QUARTERS**

Phyllis M. Parker, hereby declares as follows:

I, Phyllis M. Parker, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the following is true and correct:

1. I am a lawyer of the law firm Berger & Montague, P.C., lead counsel for Lead Plaintiff in this litigation.
2. I submit this Declaration in support of Plaintiffs' Response to Defendants' Motion in *Limine* to Preclude Evidence Regarding Veeco's Use of Fiscal Quarters.
3. Attached hereto as Exhibits are true and correct copies of the following, which are being filed *under seal* pursuant to the Confidentiality Order dated May 16, 2006:

<u>Exhibit No.</u>	<u>Description</u>
A	Veeco 2004 Form 10-K, p. 38
B	VECO 0191985-86
C	Robert W. Berliner Supplemental Report, dated June 12, 2007, p. 9
D	Excerpts from deposition transcript of Steven C. Amato, dated May 17, 2007

E

Excerpts from deposition transcript of David G. Bonagura, dated
April 18, 2007

Dated: June 13, 2007



Phyllis M. Parker

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